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DEPARTMENT OF TRANSPORTATION SERVICES
CITY AND COUNTY OF HONOLULU

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FILE COPY

APR 20 2010

hdc to Sean Hao

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DIRECTOR

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360742R

April 20, 2010

Mr. Sean Hao
Reporter
Honolulu Advertiser
Post Office Box 3110
Honolulu, Hawaii 96802

Dear Mr. Hao:

This letter is in response to your April 6, 2010, information request made pursuant to Hawaii Revised Statutes Chapter 92F. The Department of Transportation Services' responses are as follows:

1. Access to the real estate and acquisition management plan for Honolulu's rail project.

The October 2008 Real Estate Acquisition Management Plan (RAMP) will be made available for your inspection at the City and County of Honolulu Department of Transportation Services, Rapid Transit Division, 1099 Alakea Street, 17th floor. Portions of the October 2008 RAMP have been redacted pursuant to: (1) Hawaii Revised Statutes (HRS) Section 92F-13(1) (1993) because disclosure of personal information, personnel information, and property information would constitute a clearly unwarranted invasion of personal privacy; and (2) HRS Section 92F-13(3) because property and financial information must be confidential in order for the government to avoid the frustration of a legitimate government function.

The October 2008 RAMP has been revised in a more recent draft; however, the draft RAMP will not be disclosed pursuant to HRS Section 92F-13(3) because the legitimate government function of agency decision-making would be frustrated by the disclosure of a draft, pre-final document that is subject to the deliberative process privilege. The disclosure of draft documents frustrates agency decision-making functions because draft documents are typically predecisional and deliberative, and reflect only the tentative views of their authors; views that might be altered or rejected upon further deliberation either by their authors or by superiors. OIP Op. Ltr. No. 93-19, p. 6.

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The RAMP is a dynamic document and will undergo several revisions during the course of the project. A publicly disclosable version, subject to the exceptions contained in HRS Section 92F-13, will be made available upon the issuance of the Record of Decision by the Federal Transit Administration (FTA).

- 2. Access to the project's airspace analysis study that was given to the state Department of Transportation (HDOT) in May 2008 and the Federal Aviation Administration (FAA) in mid-2009.**

A copy of a Powerpoint presentation entitled "Honolulu High-Capacity Transit Corridor Project Airport Alignment Update" will be made available for your inspection at the City and County of Honolulu Department of Transportation Services, Rapid Transit Division, 1099 Alakea Street, 17th floor.

A copy of the plans given to FAA in September 2009 will be made available for your inspection at the City and County of Honolulu Department of Transportation Services, Rapid Transit Division, 1099 Alakea Street, 17th floor.

- 3. Access to cover letters confirming that the reports were sent to HDOT and the FAA on those dates.**

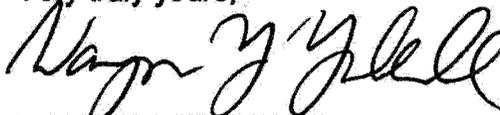
The Department of Transportation Services does not have government records that are responsive to this request. There are no cover letters transmitting the studies to HDOT and FAA. A copy of the Powerpoint presentation entitled "Honolulu High-Capacity Transit Corridor Project Airport Alignment Update" was given in person to HDOT after a meeting with HDOT in May 2008. A copy of the September 2009 plans was given in person to FAA after a meeting with FAA in September 2009.

- 4. Access to any transit surcharge tax revenue and project cost estimates conducted by the City or for the City since October 2009.**

The Department of Transportation Services does not have government records that are responsive to this request. There have not been any transit surcharge tax revenue and project cost estimates conducted since October 2009.

If you have any questions, please feel free to contact me.

Very truly yours,



WAYNE Y. YOSHIOKA
Director